

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
DOCKET NO. 3:09-cr-00017-FDW-DCK

UNITED STATES OF AMERICA,)
)
vs.)
)
TADARIAN RESHAWN NEAL,) ORDER
)
Defendant.)
_____)


THIS MATTER is before the Court on Defendant's pro se Motion for Compassionate Release (Doc. No. 158), brought under the CARES Act. Also before the Court is Defendant's pro se Motion to Appoint Counsel (Doc. No. 157).

The Court hereby ORDERS the Government to respond to Defendant's Motion for Compassionate Release. The Government shall have **thirty (30) days** from the date of this Order to file its response with the Court. The Government shall advise the United States Probation Office if the Government believes a supplemental Presentence Investigation Report will be required.

With respect to the Motion to Appoint Counsel, criminal defendants have no right to counsel beyond their first appeal. E.g., United States v. Kenny, No. 3:01-cr-00185-FDW, 2020 WL 2094116, at *1 (W.D.N.C. Apr. 30, 2020); United States v. Ismel, No. 3:94-CR-00008-1, 2012 WL 113392, at *1 (W.D. Va. Jan. 13, 2012). Defendant has not shown extraordinary circumstances warranting the appointment of counsel at this time, and the Motion to Appoint Counsel (Doc. No. 157) is DENIED.

Signed: June 25, 2020

IT IS SO ORDERED.


Frank D. Whitney
United States District Judge